BE IT REMEMBERED that the Oktibbeha County Board of Supervisors held a Regular Session in the Boardroom of the County Courthouse on Monday, March 7, 2016, at 8:30 A. M.

Supervisors present: District No. 1, John Montgomery; District No. 2, Orlando Trainer; District No. 3, Marvell Howard; District No. 4, Bricklee Miller; District No. 5, Joe Williams. Also present were Mrs. Monica W. Banks, Clerk, Mrs. Emily Garrard, Administrator and Comptroller, Mrs. DeLois Triplett, Assistant Comptroller, Sheriff Steve Gladney, Bailiff and Jackson Brown, Board Attorney.

1. There came on for the Board’s consideration the minutes generated during the February 2016 Sessions, and on motion by member Miller, seconded by member Montgomery, the Board unanimously approved the February 2016 Orders.

2. There came on for the Board’s consideration a Tax Assessor/Collector request to reduce the ad valorem assessments to certain Real Property. On motion by member Montgomery, seconded by member Howard, the Board unanimously approved reduction to Real Property PPIN15318 owned by Judah Ministries Tribe in the sum of $31,286.00 as evidenced in the attached Assessor request.

3. There came on for the Board’s consideration a Tax Assessor/Collector request to delete two (2) homesteads, one to Otis Jackson, Account # 25572 and one to Ms. Elizabeth Moolag, Account # 23668, and on motion by member Montgomery, seconded by member Howard, the Board unanimously approved the deletions as evidenced by the attached Assessor requests.

4. There next came on for the Board’s consideration the Tri-State Consulting Services, Inc.’s bid for mapping maintenance, previously taken under advisement for further scrutiny, and on motion by Williams, seconded by member Miller the Board unanimously accepted the bid in the sum of $34,100.00, which included option 2 services of $3,500.00 as show in the attached bid from Tri-State.

5. There came on for consideration the previously advertised request for bids for the purchase of compactor paving machine and the Board opened the only bid from Thompson Machinery, Columbus, MS, for a used machine in the sum of $69,500.00, and on motion by member Howard, seconded by member Montgomery, the Board unanimously took the bid under advisement for further scrutiny.
6. There came on for the Board’s consideration Golden Triangle Planning and Development District’s Dave Alexander who presented an update on Cititech Software upgrade equipment for the County’s road department software, and on motion by member Miller, seconded by member Howard, the Board unanimously authorized the purchase of the specialized Trigger module in the sum of $5,000.00.

7. There came on for the Board’s consideration County Engineer Clyde Pritchard’s request for approval of SAP 53-73S, and on motion by member Montgomery, seconded by member Howard, the Board unanimously approved the same.

8. There came on for the Board’s consideration County Engineer Clyde Pritchard’s request for approval of SAP 53-(17)S finalization and acceptance, and on motion by member Montgomery, seconded by member Howard, the Board unanimously approved the same.

9. There came on for the Board’s consideration County Engineer Clyde Pritchard’s request to publish and advertisement for bids for the McHann Road Bridge Project, and on motion by member Montgomery, seconded by member Miller, the Board unanimously approved the same.
10. There came on for the Board’s consideration the Starkville Oktibbeha Consolidated School District’s Transportation Director, Kelvin Gibson, requesting a school bus turn around at Ms. Cynthia Wilson, Black Oak Road, Starkville, MS 39759, and on motion by member Montgomery, seconded by member Howard, the Board unanimously authorized its establishment as shown in the attached request.

11. There came on for the Board’s consideration the Road Manager’s report of work performed in February and to be done in March 2016, and on motion by member Williams, seconded by member Howard, the Board unanimously acknowledged receipt of the report.

12. There came on for the Board’s consideration the Boys and Girls Club request for five (5) yards of gravel for new raised garden beds, and on motion by member Howard, seconded by member Montgomery, the Board unanimously authorized the delivery of gravel.

13. There came on for consideration payroll changes, and on motion of member Howard, seconded by member Montgomery, the Board unanimously approved the changes and authorized the Board President to execute such changes.

14. There came on for the Board’s consideration payment of credit card charges for the month of February 2016, and on motion by member Williams, seconded by member Montgomery, the Board unanimously authorized payment of $1,320.47 to Bancorp South.

15. There came on for the Board’s consideration the February 2016 Claims Docket, and on motion by member Howard, seconded by member Montgomery, the Board unanimously approved payment of Claims numbered 1690-2012 in the sum of $1,807,400.02.

16. There came on for the Board’s consideration 16th Circuit Court Judge Lee Coleman’s Order approving special prosecutor George Mitchell’s withdrawal from the appealed case of State v Henry Vaughan, due to his recent appointment as Circuit Judge of the 5th Circuit Judicial District, since the Constitution prevents persons simultaneously serving in two branches of government - a Separation of Powers conflict - Judge Coleman’s further granted 60 days to the Board to appoint a substitute special prosecutor. Following discussion to appoint either the Board’s attorney and/or local attorney Lydia Quarles, Esq., to serve pro bono, as well as defending the County against an attorney fee request by defendant Vaughan in the sum of $1,837.50, on motion by member Williams, seconded by member Trainer, that the Board not appoint another prosecutor. The Board thereafter voted 2-2, with one (1) abstention. Members Williams and Trainer voting not to appoint, and members Miller and Montgomery voting to...
appoint, with member Howard abstaining, leaving the County with no representation.

17. There came on for the Board’s consideration special prosecutor George Mitchell’s recent appointment as a Circuit Judge for the 5th Circuit Judicial District and by law one may not simultaneously serve in two branches of government as it would create a conflict under the Separation of Powers clause of the Constitution, on motion by member Howard, seconded by member Montgomery, the Board unanimously appointed the Board’s attorney Jackson M. Brown and/or Lydia Quarles, Esq. as special prosecutor in the cases of the commonly referred to snowball fights, styled State v Grant Harris, State v Brandon Bryan and State v Elgton Jenkins, as well as State v Lewis Holloway and State v Roy Couvion.

18. There came on for consideration by the Board, a motion by member Williams, seconded by member Howard, to rescind the Board’s Order of November 2, 2015, renaming Outlaw Road to Martin Road, due to the probability of chicanery in obtaining the signatures of residents on the initial Petition requesting the name change, especially considering the subsequent Petition and statements by the residents in the Board’s recess meeting of February 15, 2016, the Board unanimously set the prior Order aside, renaming it Outlaw Road, and authorized the Golden Triangle Development Authority to specify the same on the County’s Road Map and Registry.

19. No further business coming before the Board, on motion by member Howard, seconded by member Montgomery, the Board unanimously recessed until March 21, 2016, at 5:30 P.M.

This the 7th day of March, 2016.

BE IT REMEMBERED THAT THE BOARD OF SUPERVISORS OF OKTIBBEHA COUNTY, MISSISSIPPI, held a Recess Session in the Boardroom of the County Courthouse on Monday, March 21, 2016, at 5:30 p.m.

Supervisors present were: District No. 2, Orlando Trainer; District No. 3, Marvell Howard; District No. 4, Bricklee Miller; District No. 5, Joe Williams. Also present were Mrs. Monica W. Banks, Chancery Clerk, Mrs. Emily Garrard, Administrator/Comptroller/Deputy Clerk, Mrs. DeLois Triplett, Assistant Comptroller, Chadd Garnett, Chief Deputy Sheriff/Bailiff, and Jackson Brown, Board Attorney. District No. 1, John Montgomery was absent due to a family illness.

1. There came on for the Board’s consideration, E911 Director/Emergency Manager
Shank Phelps who presented a Statewide Mutual Aid Compact (SMAC) agreement providing for use of all available resources during emergencies, and on motion by member Miller, seconded by member Howard, the Board unanimously approved the attached SMAC agreement. Member Montgomery absent.

2. There came on for consideration by the Board E911 Director/Emergency Manager Shank Phelps’ presentation of an E911 activity report of call volume and workload, and on motion by member Howard, seconded by member Williams, the Board unanimously acknowledged receipt of the report. Member Montgomery absent.

3. There came on for consideration by the Board a Rockhill Road Community Park request for assistance in developing county owned property for community activities, and on motion by member Williams, seconded by member Howard, the Board unanimously authorized the Road Manager to develop an estimated cost for development of the park. Member Montgomery absent.

4. There came on for consideration by the Board a request by Road Manager Victor Collins, on behalf of the Volunteer Fire Department, for an emergency vehicle access road, through the property of William J. While, at 605 Southgate Drive, with a security gate to be erected by the Volunteer Fire Departments, and on motion by member Williams, seconded by member Miller, the Board unanimously approved the attached agreement. Member Montgomery absent.

5. There came on for the Board’s consideration a request by Kevin Gibson, Transportation Director of the Starkville Oktibbeha Consolidated School District, for a school bus turnaround and maintenance at Ms. Sarah Smiths’ property, located at 102 Old Crawford Road, Starkville, MS, and on motion by member Williams, seconded by member Howard, the Board unanimously approved the attached request. Member Montgomery absent.

6. There came on for the Board’s consideration a request by Road Manager Victor Collins for the sale of surplus equipment and its removal from inventory, and on motion by member Howard, seconded by member Miller, the Board unanimously approved the attached five (5) pieces of equipment to be sold and removed from inventory. Member Montgomery absent.

7. There came on for Board consideration, a request by Road Manager Victor Collins for the sale of old culverts, brake drums, and other scrap metal when prices increase, and on motion by member Williams, seconded by member Howard, the Board unanimously approved the
8. There came on for Board consideration, a request by Road Manager Victor Collins for the purchase of the PS150C Compactor, SN FPS01007, which was taken under advisement at the March 7, 2016, Session, in the sum of $69,500.00, and on motion by member Williams, seconded by member Howard, the Board unanimously approved the request as shown in the attached bid. Member Montgomery absent.

9. There came on for Board consideration, a request by Road Manager Victor Collins to obtain specifications for a new asphalt paver, followed by a publication for competitive bids, and on motion by member Howard, seconded by member Miller, the Board unanimously approved such actions. Member Montgomery absent.

10. There came on for consideration by the Board, a request by Ms. Phyllis Benson of the Golden Triangle Planning Development to withdraw the Appalachian Regional Commission (ARC) Project MS-18310 and the Community Development Block Grant (CDGB Ed) Project Light-DPM Fragrance Expansion applications, and on motion by member Howard, seconded by member Miller, the Board unanimously approved the withdrawal and de-obligation as shown in the two (2) attached documents. John Montgomery absent.

11. There came on for consideration by the Board the Mississippi Department of Revenue’s approval of the County’s 2015 Real and Personal Property Rolls, and on motion by member Howard, seconded by member Williams, the Board unanimously acknowledged receipt of the State’s approval. Member Montgomery absent.

12. There came on for consideration by the Board reports that no Certificate of Deposits had been purchased by the County in September and November 2015 and in February and March 2016 due to low interest rates, and on motion by member Miller, seconded by member Howard, the Board unanimously acknowledged the same. John Montgomery absent.

13. There came on for consideration by the Board two (2) Homestead Deletions Ordered by the Board on December 15, 2015, but mistakenly not recorded, on motion by member Howard, seconded by member Miller, the Board unanimously directed that the Homestead deletions to Ms. Sarah Jones and John Alford Byars be entered, now, Nunc Pro Tunc, as shown by the attached deletions dated December 7, 2015. Member Montgomery absent.

14. There came on for consideration by the Board payroll changes, and on motion by member Miller, seconded by member Howard, the Board unanimously approved the changes and
authorized the Board President to execute the change orders. Member Montgomery absent.

15. There came on for consideration by the Board a budget amendment due to unanticipated revenue, and on motion by member Howard, seconded by member Miller, the Board unanimously approved the amendment in the sum of $3,610.00 as shown in the attached document. John Montgomery absent.

16. There came on for consideration by the Board, Oktibbeha County Hospital Regional Medical Center’s 2015 Audit Report, and on motion by member Howard, seconded by member Miller, the Board unanimously acknowledged receipt of the Audit Report. John Montgomery absent.

17. There came on for consideration the expiration of the County’s property and casualty insurance coverage, and on motion of member Williams, seconded by member Miller, the Board unanimously authorized renewal of the insurance with the Mississippi Association of Supervisors Insurance Trust, effective April 1, 2016 through April 1, 2017, as shown in the attached proposal and authorized the Board President to execute the same. John Montgomery absent.

18. There came on for consideration by the Board County Constables 2015 Annual Financial Report, and on motion by member Howard, seconded by member Williams, the Board unanimously acknowledged receipt of the attached Reports. John Montgomery absent.

19. There came on for consideration by the Board the acceptance and closing out of the State Aid projects, and on motion by member Howard, seconded by member Miller, the Board unanimously accepted STPD-0735(4)B (Artesia Road), SAP-53(78) (New Light Road), and SAP-53(7)M (Hwy 12 & New Light Road) and acknowledged receipt of the Reports and closed them out as shown by the attached documents. John Montgomery absent.

20. There came on for consideration by the Board, the expiration of the term of a member to the Three Rivers Work Force Investment Board, and on motion by member Howard, seconded by member Miller, the Board unanimously appointed the Board President Orlando Trainer. John Montgomery absent.

21. There came on for consideration by the Board the need to appoint two (2) Board members to the Golden Triangle Development Link’s Industrial Park Steering Committee, and on motion by member Williams, seconded by member Howard, the Board unanimously appointed the Board members Marvell Howard and Bricklee Miller to the Committee. John
Montgomery absent.

22. There came on for consideration by the Board that April 2016 is National County Government month, and on motion by member Miller, seconded by member Howard, the Board unanimously appointed all County Department Heads to a Committee to develop a plan recognizing NACO, to be Chaired by Mrs. Monica Banks and approved the attached Resolution.

Member Montgomery absent.

23. There came on for consideration by the Board member Marvell Howard’s prior abstention as to the appointment of a new Special Prosecutor on Alderman Henry Vaughn’s DUI case, and after a full discussion, on motion by member Howard, seconded by member Williams, the Board voted 3-1 not to appoint a Special Prosecutor in the appeal case. Members, Howard, Williams, and Trainer voting not to appoint and member Miller voting to appoint. John Montgomery absent.

24. There being no further business to come before the Board, on motion by member Miller, seconded by member Howard, the Board unanimously adjourned until the first Monday in April, 2016, at 9:00 a.m.

This the 21st day of March, 2016.